

Right of appeal.	property proposed to be taken by the company. The appraisers or a majority of them shall make their report to the clerk of the Superior Court within ten days from the time of their meeting on the premises. Said report shall be recorded in the office of the register of deeds, after approval by the clerk and payment of the damages assessed to the clerk or to the parties interested, and shall have the force and effect of a deed conveying such property to the company in fee simple. Either party may appeal to the Superior Court in term from the approval or disapproval of the action of the clerk, provided such appeal be prayed within ten days from the approval or disapproval of the clerk, and on such appeal may present such evidence as they may desire, and have a hearing <i>de novo</i> before the court, but the burden of proof shall be upon the party objecting to the ruling of the appraisers. In the event that the true owner of any property taken as above mentioned is not notified as above provided, then such owner may, within two years, but not afterwards, petition the Superior Court of the county in which the land lies for assessment of the value thereof, as aforesaid, but no action of ejectment shall be brought by him nor the possession or occupation of this company in any way disturbed unless it shall within the time to be fixed by the said court fail to pay such damages as may be assessed for the value thereof: <i>Provided, however,</i> that in case the true owner be at the time of such condemnation and occupation under any legal disability, he may file a petition for the assessment of such damages within two years from the removal of such disability: <i>Provided,</i> that no powers herein enumerated shall be construed to grant any condemnation powers in excess of the general law governing condemnation, and that nothing herein contained shall be construed to exempt this company from any and all of the lawful orders, rules and regulations of the Corporation Commission.
Burden of proof. Rights of true owner if not notified.	
Proviso: owner under disability.	
Proviso: application of general law.	
Limit to right of condemnation.	
Protection of right of way. Land for material.	<p>Sec. 12. The right of said company to condemn and take land under this act shall be limited to a space not exceeding one hundred (100) feet on each side of its road, measuring from the middle line of the same, except in cases of deep cuts or high embankments, when said company shall have the right to condemn as much in addition thereto as may be necessary for the construction of its road: and except, also, that for depots, warehouses, station grounds, shops, yards, gravel pits, quarries, terminals and other purposes necessary for the construction and operation of said road the said company may condemn any quantity of land that in the opinion of its board of directors may be necessary. Said company may cut down any trees that may be in danger of falling on the track or of obstructing the right of way, and may take as much land as may be necessary for the purpose of obtaining material for any embankment or embankments. That said company is hereby empowered to purchase and hold such lands,</p>
Power to acquire and deal in lands.	